

Counsel Listed on Signature Block

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

No. C07-5944 SC
MDL No. 1917

Date: March 6, 2009
Time: TBD
Court: Hon. Samuel Conti

This Document Related to All Cases

**STIPULATION AND ~~PROPOSED~~ ORDER
TO EXTEND LIMITED DISCOVERY STAY**

WHEREAS the Court, on September 12, 2008, entered an Order pursuant to Stipulation, granting a Limited Stay of Discovery for six (6) months, which will expire on March 12, 2009 (“September 12, 2008 Stay Order”);

WHEREAS there is an ongoing criminal grand jury investigation involving the products at issue in this case;

WHEREAS the September 12, 2008 Stay Order required the United States to report to the Court on the status of the grand jury investigation and/or file a motion with the Court to extend the stay by January 30, 2009;

WHEREAS the parties have met and conferred and agreed to request modification and extension of the September 12, 2008 Stay Order;

PLAINTIFFS, DEFENDANTS, AND THE UNITED STATES, BY AND THROUGH THEIR UNDERSIGNED COUNSEL, HEREBY STIPULATE AND AGREE AS FOLLOWS:

STIPULATION AND ~~PROPOSED~~ ORDER TO EXTEND LIMITED DISCOVERY STAY
Case No. C07-5944 SC

1 1. This Stipulation and Order shall extend the September 12, 2008 Stay Order until
2 September 11, 2009 ("Stay Period"), unless further extended by the Court upon motion for good
3 cause shown.

4 2. That Paragraph 6 of the September 12, 2008 Stay Order shall be modified and
5 replaced in its entirety with the following new Paragraph 6:

6 (a) This Stipulation and Order does not prohibit the service of interrogatories,
7 requests for admissions, requests for production of documents, or third party document
8 subpoenas, as set forth in paragraph 4(a) above, except to the extent that such discovery
9 requires the production of discovery which is stayed hereunder. No discovery of emails
10 or email searches shall take place during the Stay Period.

11 (b) No deposition discovery may be taken until September 12, 2009.
12 Thereafter, until January 4, 2010, no deposition discovery may be taken, except that
13 depositions may be taken of defendants' customers or suppliers, or their employees,
14 provided in any case that the deponent is not a defendant or a subsidiary or affiliate of a
15 defendant, or an employee, agent, or former employee of any of them. Such deposition
16 subpoenas may include requests for documents to be produced by the deponent at the
17 deposition, provided that no document requests may request the identification of
18 documents produced in response to a grand jury subpoena or the production of documents
19 disclosing the contents of the witness' testimony, if any, before the grand jury or
20 communications with the United States relating to the grand jury proceedings.

21 3. Upon termination of the Stay Period, each defendant who has appeared in this
22 case and produced documents to the grand jury shall produce to the other parties (to the extent
23 they or their claims have not been dismissed) all documents produced to the grand jury without a
24 discovery request. Every 90 days thereafter each served defendant who has appeared in this case
25 and produced documents to the grand jury shall produce to the other parties (to the extent they or
26 their claims have not been dismissed), on a rolling basis, all documents produced to the grand
27 jury the preceding 90 days.

1 Dated: January 30, 2009

By: /s/Jeffrey L. Kessler
JEFFREY L. KESSLER (pro hac vice)
Email: jkessler@dl.com
A. PAUL VICTOR (pro hac vice)
Email: pvictor@dl.com
EVA W. COLE (pro hac vice)
Email: ecole@dl.com
DEWEY & LEBOEUF LLP
1301 Avenue of the Americas
New York, New York 10019
Telephone: (212) 259-8000
Facsimile: (212) 259-7013

STEVEN A. REISS (pro hac vice)
Email: steven.reiss@weil.com
DAVID L. YOHAI (pro hac vice)
Email: david.yohai@weil.com
WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, New York 10153-0119
Telephone: (212) 310-8000
Facsimile: (212) 310-8007

GREGORY D. HULL (57367)
Email: greg.hull@weil.com
JOSEPH R. WETZEL (238008)
Email: joseph.wetzel@weil.com
WEIL, GOTSHAL & MANGES LLP
201 Redwood Shores Parkway
Redwood Shores, California 94065-1175
Telephone: (650) 802-3000
Facsimile: (650) 802-3100

*Attorneys for Defendants Panasonic Corporation
of North America, MT Picture Display
Corporation of America (NY) (defunct); MT
Picture Display Co., Ltd. and Panasonic
Corporation (f/k/a Matsushita Electric Industrial
Co.)*

By: /s/Gary L. Halling
GARY L. HALLING (66087)
Ghalling@sheppardmullin.com
JAMES L. MCGINNIS (95788)
Jmcginnis@sheppardmullin.com
MICHAEL SCARBOROUGH (203524)
Mscarborough@sheppardmullin.com
**SHEPPARD, MULLIN, RICHTER &
HAMPTON LLP**
Four Embarcadero Center, 17th Floor
San Francisco, California 94111-4109
Telephone: (415) 434-9100
Facsimile: (415) 434-3947

***Attorneys for Defendants
Samsung SDI America, Inc. and Samsung SDI
Co., Ltd.***

By: /s/Samuel R. Miller
SAMUEL R. MILLER
Email: srmiller@sidley.com
RYAN SANDROCK
Email: rsandrock@sidley.com
SIDLEY AUSTIN LLP
555 California Street
San Francisco, CA 94104
Telephone: (415) 772-1200
Facsimile: (415) 772-7400

***Attorneys for Defendants LG Electronics, Inc.
and LG Electronics USA, Inc.***

By: /s/Joel S. Sanders
JOEL S. SANDERS
Email: jsanders@gibsondunn.com
JOSHUA HESS
Email: jhess@gibsondunn.com
GIBSON, DUNN & CRUTCHER
555 Mission Street, Suite 3000
San Francisco, CA 94105
Telephone: (415) 393-8200
Facsimile: (415) 986-5309

Attorneys for Chunghwa Picture Tubes, Ltd.

By: /s/Ethan E. Litwin
ETHAN E. LITWIN (pro hac vice)
Email: LitwinE@howrey.com
HOWREY LLP
153 East 53rd Street, 54th Floor
New York, NY 10022
Telephone: (212) 896-6500
Facsimile: (212) 896-6501

By: /s/Joseph A. Ostoyich
JOSEPH A. OSTOYICH (pro hac vice)
Email: OstoyichJ@howrey.com
HOWREY LLP
1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2402
Telephone: (202) 783-0800
Facsimile: (202) 383-6610

***Attorneys for Defendant Philip Electronics
North America Corporation and Koninklijke
Philips Electronics N.V.***

By: /s/Anthony J. Viola

1 ANTHONY J. VIOLA (pro hac vice)
Email: aviola@eapdlaw.com
2 BARRY BENDES (pro hac vice)
Email: bbendes@eapdlaw.com
3 JOSEPH CZERNIAWSKI (pro hac vice)
Email: jczerniawski@eapdlaw.com
4 **EDWARDS ANGELL PALMER & DODGE
LLP**
5 750 Lexington Avenue
New York, NY 10022
6 Telephone: (212) 308-4411
Facsimile: (212) 308-4844

7 DAVID W. EVANS
E-mail: devans@hbblaw.com
8 **HAIGHT BROWN & BONESTEEL LLP**
9 71 Stevenson Street, 20th Floor
San Francisco, CA 94105-2981
10 Telephone: (415) 546-7500
Facsimile: (415) 546-7505

11 *Attorneys for Defendant Orion America, Inc.
and Orion Electric Co., Ltd.*

12
13 By: /s/Bruce H. Jackson
BRUCE H. JACKSON (98118)
Email: bruce.h.jackson@bakernet.com
14 ROBERT W. TARUN (64881)
Email: robert.w.tarun@bakernet.com
15 NANCY C. ALLRED (245736)
Email: nancy.c.allred@bakernet.com
16 **BAKER & MCKENZIE LLP**
17 Two Embarcadero Center, 11th Floor
San Francisco, CA 94111-3802
18 Telephone: (415) 576-3000
Facsimile: (415) 576-3099

19 PATRICK J. AHERN (pro hac vice)
Email: patrick.j.ahern@bakernet.com
20 ROXANE C. BUSEY (pro hac vice)
Email: roxane.c.busey@bakernet.com
21 KAREN SEWELL (pro hac vice)
Email: karen.sewell@bakernet.com
22 **BAKER & MCKENZIE LLP**
23 130 E. Randolph Dr., Suite 3500
Chicago, IL 60601
24 Telephone: (312) 861-8000

25 *Attorneys for Tatung Company of America, Inc.*

26 By: /s/Kent M. Roger
KENT M. ROGER (95987)
Email: kroger@morganlewis.com
27 THOMAS R. GREEN (203480)
28

1 Email: tgreen@morganlewis.com
2 **MORGAN, LEWIS & BOCKIUS LLP**
3 One Market, Spear Street Tower
4 San Francisco, CA 94105-1126
5 Telephone: (415) 442-1000
6 Facsimile: (415) 442-1001

7 *Attorneys for Defendants Hitachi, Ltd., Hitachi*
8 *Asia, Ltd., Hitachi America, Ltd. and Hitachi*
9 *Electronic Devices (USA), Ltd.*

10 By: /s/Brendan P. Cullen
11 BRENDAN P. CULLEN (194057)
12 Email: cullenb@sullcrom.com
13 JASON DE BRETTEVILLE (195069)
14 Email: debrettevillej@sullcrom.com
15 LAURA E. KABLER (241281)
16 Email: kablerl@sullcrom.com
17 **SULLIVAN & CROMWELL LLP**
18 1870 Embarcadero Road
19 Palo Alto, California 94303
20 Telephone: (650) 461-5600
21 Facsimile: (650) 461-5700

22 *Attorneys for Defendant Thomson S.A.*

23 By: /s/Guido Saveri
24 GUIDO SAVERI (41059)
25 Email: guido@saveri.com
26 R. ALEXANDER SAVERI (173102)
27 Email: rick@saveri.com
28 CADIO ZIRPOLI (179108)
Email: cadio@saveri.com
SAVERI & SAVERI INC.
706 Sansome Street
San Francisco, CA 94111
Telephone: (415) 217-6810
Facsimile: (415) 217-6813

Interim Lead Counsel for the Direct Purchaser
Plaintiffs

By: /s/Mario N. Alioto
MARIO N. ALIOTO (56433)
Email: malioto@tatp.com
LAUREN C. RUSSELL (241151)
Email: lauren russell@tatp.com
TRUMP, ALIOTO, TRUMP & PRESCOTT,
LLP
2280 Union Street
San Francisco, CA 94123
Telephone: (415) 563-7200

Facsimile: (415) 346-0679

***Interim Lead Counsel for the Indirect
Purchaser Plaintiffs***

By: /s/Lidia Maher
LIDIA MAHER (222253)
Email: Lidia.Maher@usdoj.gov
BARBARA NELSON (87952)
Email: Barbara.Nelson@usdoj.gov
JEANE HAMILTON (157834)
Email: Jeane.Hamilton@usdoj.gov
MAY LEE HEYE (209366)
Email: May.Heye@usdoj.gov
ANNA TRYON PLETCHER (239730)
Email: Anna.Pletcher@usdoj.gov
**U.S. DEPARTMENT OF JUSTICE,
ANTITRUST DIVISION**
450 Golden Gate Avenue
Box 36046
San Francisco, California 94102
Telephone: (415) 436-6660
Facsimile: (415)436-6687

Attorneys for the United States



PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

Honorable Samuel Conti
UNITED STATES DISTRICT JUDGE